

## CENTRAL DISTRICT OF CALIFORNIA

**ORIGINAL**

## CASE SUMMARY

**SA CR 08 - 00140**

Case Number: 1 Defendant Number: 1  
 U.S.A. v. HENRY T. NICHOLAS, III Date of Birth: 1959  
☒ Indictment ☐ Information Investigative Agency (FBI, DEA, etc.): FBI

**NOTE: All items are to be completed. Information not applicable or unknown shall be indicated as "N/A".**

**OFFENSE/VENUE**

- a. Offense charged as a: ☐ Petty Offense  
☐ Misdemeanor ☐ Minor Offense ☒ Felony  
 b. Date of Offense: 1999-2008  
 c. County in which first offense occurred: ORANGE  
 d. The crimes charged are alleged to have been committed in:  
 CHECK ALL THAT APPLY

- ☐ Los Angeles ☐ Ventura  
☒ Orange ☐ Santa Barbara  
☐ Riverside ☐ San Luis Obispo  
☐ San Bernardino ☐ Other: \_\_\_\_\_

Citation of offense: 21 U.S.C. § 846 and 21 U.S.C. § 856(a)(1)

**RELATED CASE**

Has an indictment or information involving this defendant and the same transaction or series of transactions been previously filed and dismissed before trial? ☒ No ☐ Yes

IF YES Case Number: \_\_\_\_\_

Pursuant to Section 11 of General Order 224, criminal cases may be related if a previously filed indictment or information and the present case:

- a. arise out of the same conspiracy, common scheme, transaction, series of transactions or events; or  
 b. involve one or more defendants in common, and would entail substantial duplication of labor in pretrial, trial or sentencing proceedings if heard by different judges.

Related case(s), if any: **MUST MATCH NOTICE OF RELATED CASE** N/A

**PREVIOUSLY FILED COMPLAINT**

A complaint was previously filed on: N/A  
 Case Number: \_\_\_\_\_  
 Charging: \_\_\_\_\_

The Complaint: ☐ is still pending

☐ was dismissed on: \_\_\_\_\_

**COMPLEX CASE**

Are there 8 or more defendants in the Indictment/Information?

- ☐ Yes\* ☒ No

Will more than 12 days be required to present government's evidence in the case-in-chief?

- ☒ Yes\* ☐ No

**\*AN ORIGINAL AND 3 COPIES OF THE NOTICE OF COMPLEX CASE MUST BE FILED 2 BUSINESS DAYS BEFORE THE ARRAIGNMENT IF EITHER YES BOX IS CHECKED.**

**SUPERSEDING INDICTMENT/INFORMATION**

This is the N/A superseding charge, i.e. 1<sup>st</sup>, 2<sup>nd</sup>.

The superseding case was previously filed on: \_\_\_\_\_

Case Number: \_\_\_\_\_

The superseded case:

- ☐ is still pending before Judge/Magistrate Judge

☐ was previously dismissed on: \_\_\_\_\_

Are there 8 or more defendants in the superseding case?

- ☐ Yes\* ☐ No

Will more than 12 days be required to present government's evidence in the case-in-chief?

- ☐ Yes\* ☐ No

Was a Notice of Complex Case filed on the Indictment of Information?

- ☐ Yes ☐ No

**\*AN ORIGINAL AND 3 COPIES OF THE NOTICE OF COMPLEX CASE MUST BE FILED 2 BUSINESS DAYS BEFORE THE ARRAIGNMENT IF EITHER YES BOX IS CHECKED.**

Is an interpreter required: ☐ Yes ☒ No

IF YES, list language and/or dialect: \_\_\_\_\_

## CENTRAL DISTRICT OF CALIFORNIA

## CASE SUMMARY

**OTHER**

☒ Male ☐ Female  
☒ U.S. Citizen ☐ Alien

Alias Name(s): \_\_\_\_\_

This defendant is charged in: ☒ All counts  
☐ Only counts: \_\_\_\_\_

☐ This defendant is designated as "High Risk" per  
 18 U.S.C. 3146(a)(2) by the U.S. Attorney.

☐ This defendant is designated as "Special Case" per  
 18 U.S.C. 3166(b)(7).

Is defendant a juvenile: ☐ Yes ☒ No  
 IF YES, should matter be sealed? ☐ Yes ☐ No

The area of substantive law that will be involved in this case  
 includes:

☐ financial institution fraud ☐ public corruption  
☐ government fraud ☐ tax offenses  
☐ environmental issues ☐ mail/wire fraud  
☒ narcotics offenses ☐ immigration offenses  
☐ violent crimes/firearms ☐ corporate fraud  
☐ Other: \_\_\_\_\_

**CUSTODY STATUS**

Defendant is **NOT** in custody:

a. Date and time of arrest on complaint: \_\_\_\_\_  
 b. Posted bond at complaint level on: \_\_\_\_\_  
 In the amount of \$ \_\_\_\_\_  
 c. PSA supervision? ☐ Yes ☐ No  
 d. Is a Fugitive? ☐ Yes ☐ No  
 e. Is on bail or release from another district: \_\_\_\_\_

f. ☐ Has not been arrested but will be notified by summons to  
 appear.

g. Warrant requested: ☒ Yes ☐ No

Defendant is **IN** custody:

a. Place of incarceration: ☐ State ☐ Federal  
 b. Name of Institution: \_\_\_\_\_  
 c. If Federal: U.S. Marshal's Registration Number: \_\_\_\_\_  
 d. ☐ Solely on this charge. Date and time of arrest: \_\_\_\_\_

e. On another conviction: ☐ Yes ☐ No  
 IF YES ☐ State ☐ Federal ☐ Writ of Issue  
 f. Awaiting trial on other charges: ☐ Yes ☐ No  
 IF YES ☐ State ☐ Federal AND  
 Name of Court: \_\_\_\_\_

Date transferred to federal custody: \_\_\_\_\_

This person/proceeding is transferred from another district pursuant to  
 F.R.CrP. \_\_\_\_ 20 \_\_\_\_ 21 \_\_\_\_ 400

**EXCLUDABLE TIME**

Determinations as to excludable time prior to filing indictment/information EXPLAIN: N/A

Date: JUNE 4, 2008

  
 Signature of Assistant U.S. Attorney

**KENNETH B. JULIAN**  
 Print Name